Case: 4:21-cv-00566-SPM Doc. #cale: @: #istedc005/8.4/26ket | April | 1 of 118 PageID #: 8 5/14/2021



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21SL-CC01138 - JAMES YOUNG V CITY OF ST. JOHN ET AL (E-CASE

Case Parties V adde VACWOTEYS

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ENTRY OF APPEARANCE; Electronic Filing Certificate of Service.

Filed By: TIMOTHY JOHN REICHARDT

On Behalf Of: CITY OF ST. JOHN, MICHAEL MERTZ DSN#2J149, TIM HEIMANN DSN#2J163

04/12/2021 Return Service - Other

Document ID - 21-SMCC-2256; Served To - CITY OF ST. JOHN; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC

Return Service - Other

Document ID - 21-SMCC-2263; Served To - MAAS DSN# 2W91, DAVID; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description -Served: Service Text - LC

Return Service - Other

Document ID - 21-SMCC-2264; Served To - VONCLOEDT DSN#2R31, RANDY; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC

■ Return Service - Other

Document ID - 21-SMCC-2265; Served To - BROWN DSN#6263, TRAVIS; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC

Return Service - Other

Document ID - 21-SMCC-2270; Served To - MITCHELL DSN#2J186, POLICE OFFICER; Server -REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC

■ Return Service - Other

Document ID - 21-SMCC-2271; Served To - HEIMANN DSN#2J163, TIM; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description -Served; Service Text - LC

Return Service - Other

Document ID - 21-SMCC-2267; Served To - ST. JOHN POLICE OFFICER DSN# 2J204, JOHN DOE; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type -Territory 6; Reason Description - Served; Service Text - LC

Return Service - Other

Document ID - 21-SMCC-2260; Served To - ST. JOHN POLICE OFFICER DSN#2J184, JOHN DOE 2; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type -Territory 6; Reason Description - Served; Service Text - LC

Return Service - Other

Document ID - 21-SMCC-2269; Served To - YATES DSN#2J149, POLICE OFFICER; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason

	Description - Served; Service Text - LC
	Return Service - Other
	Document ID - 21-SMCC-2259; Served To - ST JOHN POLICE OFFICER DSN#2J199, JOHN DOE 1; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC
	Return Service - Other
	Document ID - 21-SMCC-2266; Served To - FRICK DSN#2824, ERICA; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC
	Return Service - Other
	Document ID - 21-SMCC-2268; Served To - MERTZ DSN#2J149, MICHAEL; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC
	Return Service - Other
	Document ID - 21-SMCC-2262; Served To - FISCHER DSN# 2J21, BENJAMIN; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC
	Return Service - Other
	Document ID - 21-SMCC-2261; Served To - BARTHELMASS DSN# 2J92, MATT; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC
	Return Service - Other
	Document ID - 21-SMCC-2257; Served To - MORRIS, JOHN; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC
	Return Service - Other
	Document ID - 21-SMCC-2258; Served To - RACKERS, CHAD; Server - REKIC, MUHAREM; Served Date - 02-APR-21; Served Time - 00:00:00; Service Type - Territory 6; Reason Description - Served; Service Text - LC
03/16/2021	Summons Issued-Circuit
	Document ID: 21-SMCC-2271, for HEIMANN DSN#2J163, TIM.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2270, for MITCHELL DSN#2J186, POLICE OFFICER.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2269, for YATES DSN#2J149, POLICE OFFICER.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2268, for MERTZ DSN#2J149, MICHAEL.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2267, for ST. JOHN POLICE OFFICER DSN# 2J204, JOHN DOE.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note*

Case: 4:21-cv-00566-SPM Doc. #cale:@et: #isectc05/18.4020ket #haige: 2 of 118 PageID #: 9

5/14/2021

Case.	4.21-CV-00300-3FIVI DOC. #. Case Jiet. Iz III 500-C C JUDI 300-1/2011 Ket IE 600 JES. 3 01 110 Fage ID #. 10
	You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2266, for FRICK DSN#2824, ERICA.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2265, for BROWN DSN#6263, TRAVIS.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2264, for VONCLOEDT DSN#2R31, RANDY.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2263, for MAAS DSN# 2W91, DAVID.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2262, for FISCHER DSN# 2J21, BENJAMIN.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2261, for BARTHELMASS DSN# 2J92, MATT.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2260, for ST. JOHN POLICE OFFICER DSN#2J184, JOHN DOE 2.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2259, for ST JOHN POLICE OFFICER DSN#2J199, JOHN DOE 1.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2258, for RACKERS, CHAD.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2257, for MORRIS, JOHN.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned.
	Summons Issued-Circuit
	Document ID: 21-SMCC-2256, for CITY OF ST. JOHN.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service. Note* You must not forward summons to the

5/14/2021

St. Louis County Sheriff/Process Server before issue date on summons. Failure to follow these instructions may result in your summons being returned. 03/11/2021 Filing Info Sheet eFiling Filed By: JAMES D. O'LEARY Pet Filed in Circuit Ct Petition. Filed By: JAMES D. O'LEARY On Behalf Of: JAMES YOUNG Judge Assigned DIV 18	5/14/2021	Case:	4:21-cv-00566-SPM Doc. #:case3het:1211181919191919191919191919191919191919
Filed By: JAMES D. O'LEARY Pet Filed in Circuit Ct Petition. Filed By: JAMES D. O'LEARY On Behalf Of: JAMES YOUNG Judge Assigned			
Pet Filed in Circuit Ct Petition. Filed By: JAMES D. O'LEARY On Behalf Of: JAMES YOUNG Judge Assigned	03/11/2	2021 🗌	Filing Info Sheet eFiling
Petition. Filed By: JAMES D. O'LEARY On Behalf Of: JAMES YOUNG Judge Assigned			Filed By: JAMES D. O'LEARY
Filed By: JAMES D. O'LEARY On Behalf Of: JAMES YOUNG Judge Assigned			Pet Filed in Circuit Ct
On Behalf Of: JAMES YOUNG Judge Assigned			Petition.
☐ Judge Assigned			Filed By: JAMES D. O'LEARY
			On Behalf Of: JAMES YOUNG
DIV 18			Judge Assigned
			DIV 18

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Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 5 of 118 PageID #: 12

IN THE CIRCUIT COURT OF ST. LOUIS COUNTY STATE OF MISSOURI

JAMES YOUNG,

Plaintiff, Case No. 21SL-CC01138

VS.

Div. 18

CITY OF ST. JOHN, et al.

Defendants. Jury Trial Demanded

ENTRY OF APPEARANCE

COMES NOW Timothy J. Reichardt of Reichardt Torbitzky LLC and hereby enters his appearance for Defendants City of St. John, Sgt. Tim Heimann, and Officer Michael Mertz in this matter. Undersigned further states that Defendant Officer Michael Mertz was not previously served. By way of this entry, service of the Summons and Petition is hereby accepted for and on behalf of Defendant Officer Michael Mertz.

Respectfully submitted,

REICHARDT TORBITZKY LLC

By: <u>/s/ Timothy J. Reichardt</u>

Timothy J. Reichardt, #57684MO 12444 Powerscourt Dr. Ste. 370

St. Louis, MO 63131

Telephone No.: 314-249-0818

Fax No.: 314-754-9795

tjr@rtlawstl.com

Attorney for Defendants

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 6 of 118 PageID #: 13

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of May, 2021, I electronically filed the foregoing with the Clerk of the Court using the Missouri Courts electronic filing system, which sent notification of such filing to all counsel of record. I further certify that I signed, or caused my electronic signature to be placed upon, the original of the foregoing document.

/s/ Timothy J. Reichardt

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 7 of 118 PageID #: 14

Based on the Supreme Court Rules governing eFiling, an eService email has been issued to the following parties:

SERVICE PARTY: SERVICE EMAIL: JAMES D. O'LEARY, Attorney for Plaintiff

oleary@osclaw.com

Case: 4:21-cv-00566-SPM	Doc/#) 1-3 Filed: 05/14/21	Page: 8 of 1/18/Pa
	Doc # 1-3 Filed: 05/14/21	
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IN THE 21ST JUDICIAL	CIRCUIT COU	RT, ST. LOUIS	COUNTY, MISSOURI
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		f a
Judge or Division:	Case Number: 21SL-CC01138	7/z
ELLEN HANNIGAN RIBAUDO		1247
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	7247
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
Vs.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(D) DI G
C		(Date File Stamp)
St	immons in Civil Case	

The State of Missouri to: CHAD RACKERS Alias: 8944 ST. CHARLES ROCK ROAD ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021 Date

Further Information:

	M11		
	Sheriff's or Server's Return		
Note to serving office	er: Summons should be returned to the court within thirty days after the date of	issue.	
I certify that I have se	rved the above summons by: (check one)		
delivering a copy	of the summons and a copy of the petition to the Defendant/Respondent.		
leaving a copy of	the summons and a copy of the petition at the dwelling place or usual abode of the	he Defendant/Respondent wit	h
	a person of the Defendant's/Respondent'	s family over the age of 15 w	ears who
permanently resi	des with the Detendant/Respondent.	- 1-11111, ever the age of 15 ye	ALS WILO
(for service on a c	orporation) delivering a copy of the summons and a copy of the petition to		
-	(name)		(title).
Nother Left a	xpy with CT Highman		().
	St. Charles Rock RD		(address)
in 8t, Covi		(date) at Rus	(address) (time).
	roma Relic	Ble N	(iiiic).
Printed	Name of Sheriff or Server	gnature of Sheriff or Server	
	Must be sworn before a notary public if not served by an authorized	officer:	777
(Seal)	Subscribed and sworn to before me on	(date).	1 1 1
(<i>Setti)</i>	My commission expires:		(
	Date	Notary Public	No. at the
		00 70	ST ASSESS
		귀를 크	1. J. J.

IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO		Case Number: 21SL-CC01138	
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG		JAMES D. O'LEARY	
•		1034 SOUTH BRENTWOOD BLVD	
		PENTHOUSE 1A	
•		23RD FLOOR	SHERIFF FEE
	VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:		Court Address:	PAID
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(Date File Stamp)
			(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JOHN MORRIS

Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021 Date

Joan M. Dolmes	
Clerk	

	MT		
	Sheriff's or Server's Return		
Note to serving office	er: Summons should be returned to the court within thirty days after the date of issue.		
	erved the above summons by: (check one)		
delivering a copy	of the summons and a copy of the petition to the Defendant/Respondent.		
leaving a copy of	the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Res	nondent wit	th
	a person of the Defendant's/Respondent's family over the	age of 15 y	ears who
permanently resid	des with the Defendant/Respondent.	<i>3 y</i>	
(for service on a c	corporation) delivering a copy of the summons and a copy of the petition to		
	(name)		(title).
Nother Left	Copy with CT Highman		
Served at 8 a44	St. Charles Rock RD		_ (address)
in8+. Co.	(Country City of St. Louis), MO, on Ullur (date) at	1247	(time).
Mu	home letic	7	ر۔۔۔۔۔ د
	Name of Sheriff or Server Signature of Sheriff of	Server	3 .
	Must be sworn before a notary public if not served by an authorized officer:	뉴트 그	
(Seal)	Subscribed and sworn to before me on(date)[5 A	i (i)
(beat)	My commission expires:	TE N	
		ry Public	- 11
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ase: 4:21-cv-00566-SPM Doc. #:)1-3 Filed: 05/14/21 Page: 10 of 118 PageID #: 17

IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO	Case Number: 21SL-CC01138	
Plaintiff/Petitioner: JAMES YOUNG	Plaintiff's/Petitioner's Attorney/Address JAMES D. O'LEARY 1034 SOUTH BRENTWOOD BLVD PENTHOUSE 1A 23RD FLOOR ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent: CITY OF ST. JOHN Nature of Suit: CC Pers Injury-Other	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case	
The State of Missouri to: MATT BARTHELMASS DSN# 2J92	
Alias:	
8944 ST. CHARLES ROCK ROAD OG PEKIM ST. LOUIS MO. 63114	
ST. LOUIS, MO 63114	
M_{\bullet}	
COURT SEAL OF You are summoned to appear before this court and to file your pleading to the petition, a copy of	
which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the	
above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to	
file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please	
notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov.	
or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court	t
proceeding.	
16-MAR-2021	
Date	
Further Information:	
MT Sheriff's or Server's Return	
Note to serving officer: Summons should be returned to the court within thirty days after the date of issue.	
I certify that I have served the above summons by: (check one)	
delivering a copy of the summons and a copy of the petition to the Defendant/Respondent.	
leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with	
a person of the Defendant's/Respondent's family over the age of 15 years who	
permanently resides with the Defendant/Respondent.	
(for service on a corporation) delivering a copy of the summons and a copy of the petition to	
(name) (title).	
Markon Off Carl with (T High name	
Samuel at CAUL 64 Charles R. h 00	
in (+ / 4 ×)	ļ
in S1. COSS (County/City of St. Louis), MO, on 9/1/2021 (date) at 1742, (time).	
Printed Name of Sheriff or Server Signature of Sheriff or Server	
Must be sworn before a notary public if not served by an authorized officer:	
Subscribed and sworn to before me on	
(beat)	1
My commission expires:	
	_



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division:	Casa Number 21SI CC01120	_
ELLEN HANNIGAN RIBAUDO	Case Number: 21SL-CC01138	
Plaintiff/Petitioner:	71 1 100 77 11	_
	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	ļ
	23RD FLOOR	(OUEDIER TOTAL
	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:	Court Address:	PAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	
~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~		(Date File Stamp)

Summons in Civil Case The State of Missouri to: BENJAMIN FISCHER DSN# 2J21 Alias: 8944 ST. CHARLES ROCK ROAD #100 ST. LOUIS, MO 63114 **COURT SEAL OF** You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court ST. LOUIS COUNTY proceeding. 16-MAR-2021 Date Further Information: Sheriff's or Server's Return Note to serving officer: Summons should be returned to the court within thirty days after the date of issue. I certify that I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with a person of the Defendant's/Respondent's family over the age of 15 years who permanently resides with the Defendant/Respondent. (for service on a corporation) delivering a copy of the summons and a copy of the petition to (title). (address) (time). Printed Name of Sheriff or Server Signature of Sheriff or Server Must be sworn before a notary public if not served by an authorized officer: Subscribed and sworn to before me on (Seal) My commission expires: Notary Public

\$26 P

IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO		Case Number: 21SL-CC01138	F
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG		JAMES D. O'LEARY	
		1034 SOUTH BRENTWOOD BLVD	
•		PENTHOUSE 1A	
		23RD FLOOR	SHERIFF FEE
	vs.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:		Court Address:	
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: TRAVIS BROWN DSN#6263 Alias: .8944 ST. CHARLES ROCK ROAD 06 BEKIM #100 ST. LOUIS, MO 63114 COURT SEAL OF

ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021 Date

Further Information:

Sheriff's o	r Server's	Return
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	Sheriff's or Server's Return	•	
Note to serving office	cer: Summons should be returned to the court within thirty days after the date	e of issue.	
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leaving a copy of	f the summons and a copy of the petition at the dwelling place or usual abode	of the Defendant/Degrandent	.:41.
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permanently res	sides with the Defendant/Respondent.	one a family over the age of 15	years who
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Printed	1 Name of Sheriff or Server		<u></u>
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Case: 4:21-cv-00566-SPM Doc. #: 1/3 Filed: 05/14/21 Page: 13 of 118 PageID #: 20



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO		Case Number: 21SL-CC01138	
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	_
JAMES YOUNG		JAMES D. O'LEARY	
		1034 SOUTH BRENTWOOD BLVD	
•		PENTHOUSE 1A	1
		23RD FLOOR	CUEDIES SES
3	vs	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:		Court Address:	PAID
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(Date File Stamp)
			(Date File Statip)

Summons in Civil Case

Alias: 8944 ST. CHARLES ROCK ROAD #100 **COURT SEAL OF **Which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the left demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, Parall at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding. 16-MAR-2021 Date	The State of Misson	ri to: RANDY VONCLOEDT DSN#2R31			
ST. LOUIS, MO 63114 COURT SEAL OF Which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8073, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court within thirty days after the date of issue. I certify that I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with a permanently resides with the Defendant/Respondent. [tor service on a corporation] delivering a copy of the summons and a copy of the petition to (name) (title). Served at Saulu St. Charles Lock D. Served at Saulu St. Charles Lock D. My commission expires: Date Date Notary Public T. Notary Public T. Date Notary Public T. Date Notary Public T. Notary Public T. Date Notary Public T. Date Notary Public T. Notary Public T. Date Notary Public T. Notary Public T. Date Notary Public T. Da		Alias:			
ST. LOUIS, MO 63114 COURT SEAL OF You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding. Icertify that I have served the above summons should be returned to the court within thirty days after the date of issue. I certify that I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. a person of the Defendant/Respondent. a person of the Defendant/Respondent is family over the age of 15 years who permanently resides with the Defendant/Respondent. (for service on a corporation) delivering a copy of the summons and a copy of the petition to (nume) (title). Served at Sauu St. Charles Port at Subscribed and sworn to before me on My commission expires: Date Notary Public To Server Must be sworn before a notary public if not served by an authorized officer: Signature of Sheriffor Server Must be sworn before a notary public if not served by an authorized officer: Signature of Sheriffor Server Must be sworn before a notary public if not served by an authorized officer: Date Notary Public To Server Must be sworn before a notary public if not served by an authorized officer: Date Notary Public To Server	8944 ST. CHARLES ROCK	ROAD			
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Sheriff's or Server's Return	ST. LOUIS COUNTY	or through Relay Missouri by dialing 711 or 80	800-735-2966, at least three business days in advance of the court		
Date Further Information: MT Sheriff's or Server's Return	•	proceeding.			
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Sheriff's or Server's Return			(/ Clerk		
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IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO		Case Number: 21SL-CC01138	
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG		JAMES D. O'LEARY	
		1034 SOUTH BRENTWOOD BLVD	
		PENTHOUSE 1A	1
		23RD FLOOR	(2)
	vs.	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:		Court Address:	PAID
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(D-4- Fil- 94)
			(Date File Stamp)

Summons in Civil Case

The State of Missouri to: DAVID MAAS DSN# 2W91 Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021 Date

Further Information:

MT

Sheriff's or Server's Return	
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Note to serving officer: Summons should be returned to the court within thirty days after the date of issue.	
I certify that I have served the above summons by: (check one)	
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leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with	_
a person of the Defendant's/Respondent's family over the age of 15 ye	l
permanently resides with the Defendant/Respondent.	ars wno
(for service on a corporation) delivering a copy of the summons and a copy of the petition to	
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Case: 4:21-cv-00566-SPM Doc. # 1-3 Filed: 05/14/21 Page: 15 of 118 PageID

IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

anccex.		
Judge or Division: ELLEN HANNIGAN RIBAUDO	Case Number: 21SL-CC01138	
Plaintiff/Petitioner: JAMES YOUNG	Plaintiff's/Petitioner's Attorney/Address JAMES D. O'LEARY 1034 SOUTH BRENTWOOD BLVD PENTHOUSE 1A 23RD FLOOR ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent: CITY OF ST. JOHN Nature of Suit: CC Pers Injury-Other	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105	(Date File Stamp)
O	. 6: 11 6	

Summons in Civil Case

The State of Missouri to: CITY OF ST. JOHN Alias: 8944 ST. CHARLES ROCK ROAD ST. LOUIS, MO 63114 COURT SEAL OF You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court ST. LOUIS COUNTY proceeding. 16-MAR-2021 Date **Further Information:** Sheriff's or Server's Return Note to serving officer: Summons should be returned to the court within thirty days after the date of issue. I certify that I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with a person of the Defendant's/Respondent's family over the age of 15 years who permanently resides with the Defendant/Respondent. (for service on a corporation) delivering a copy of the summons and a copy of the petition to (title). (address) (County/City of St. Louis), MO, on (time). Printed Name of Sheriff or Server Signature of Sheriff or Server Must be sworn before a notary public if not served by an authorized officer: Subscribed and sworn to before me on (date). (Seal) My commission expires: Notary Public

3/2010

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 16 of 118 PageID #: 23



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

- DECCES		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: CITY OF ST. JOHN

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

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16-MAR-2021

Date

Further Information:

	Sheriff's or Server's Retu	rn	
Note to serving offi	cer: Summons should be returned to the court within thirty day	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Ref the summons and a copy of the petition at the dwelling place of a person of the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent want's/Respondent's family over the age of 15 y	
	(name)		(title).
_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
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(My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 18 of 118 PageID #: 25 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 19 of 118 PageID #: 26
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
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A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 105 South Central Ave., 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

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For more information call: 314-615-8029



Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 21 of 118 PageID #: 28



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

anccos.		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
vs.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JOHN MORRIS

Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

MT

Sheriff's or Server's Return

	Sherin's or Server's Retur	1	
Note to serving offi	cer: Summons should be returned to the court within thirty days	after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
delivering a copy	y of the summons and a copy of the petition to the Defendant/Res	pondent.	
leaving a copy o	f the summons and a copy of the petition at the dwelling place or		
		nt's/Respondent's family over the age of 15	years who
	sides with the Defendant/Respondent.		
(for service on a	corporation) delivering a copy of the summons and a copy of the	petition to	
	(name)		(title).
other			·
			(address)
	(County/City of St. Louis), MO, on		(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served by	an authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
	My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 23 of 118 PageID #: 30 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

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You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 24 of 118 PageID #: 31
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
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Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 26 of 118 PageID #: 33



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

VCCC-		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: CHAD RACKERS

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

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16-MAR-2021

Date

Further Information:

MT

Sheriff's or Server's Return

	Sheriir's or Server's Return	1	
Note to serving offi	cer: Summons should be returned to the court within thirty days	after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Resp f the summons and a copy of the petition at the dwelling place or a person of the Defendant/sides with the Defendant/Respondent.		
(for service on a	corporation) delivering a copy of the summons and a copy of the	petition to	
	(name)		(title).
other			·
			(address)
	(County/City of St. Louis), MO, on		(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served by	an authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
	My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 28 of 118 PageID #: 35 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

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Purpose of Notice

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 29 of 118 PageID #: 36
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Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 31 of 118 PageID #: 38



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

anccos.		_
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	
VS.	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:	Court Address:	PAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JOHN DOE 1 ST JOHN POLICE OFFICER DSN#2J199 Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

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16-MAR-2021

Date

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leaving a copy o	f the summons and a copy of the petition at the dwelling place or usua	al abode of the Defendant/Responde	nt with
		Respondent's family over the age of	f 15 years who
	sides with the Defendant/Respondent.		
(for service on a	corporation) delivering a copy of the summons and a copy of the peti	tion to	
	(name)		(title).
other			·
			(address)
	(County/City of St. Louis), MO, on	(date) at	(time
Printe	d Name of Sheriff or Server	Signature of Sheriff or Serve	er
	Must be sworn before a notary public if not served by an	authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
()	My commission expires:		
	Data	Mataury Dula	ii.

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 33 of 118 PageID #: 40 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

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Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 34 of 118 PageID #: 41

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Be sure to bring your paperwork with you. In order to set you up quickly, you will need your case number, as well as the date, time and number of the division where you are scheduled to appear.

Filing Pleadings/New Petitions

If you are representing yourself, you may file your paperwork at the St. Ann satellite court, in addition to the Clayton courthouse, using the secure drop box located inside the Court reception area.

Filing Orders of Protection

Beginning March 1, 2021, you may file for an Order of Protection at the Adult Abuse Office in the St. Ann satellite court, in addition to the Clayton courthouse. Clerks will be available on-site to provide and file the necessary paperwork. Advocates will be available to assist you with resources and safety planning.

For more information call: 314-615-8029





IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
,	23RD FLOOR	
	s. ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:	Court Address:	PAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JOHN DOE 1 ST JOHN POLICE OFFICER DSN#2J199 Alias: 8944 ST. CHARLES ROCK ROAD #100 ST. LOUIS, MO 63114 **COURT SEAL OF** You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court ST. LOUIS COUNTY proceeding. 16-MAR-2021 Date Further Information: Sheriff's or Server's Return Note to serving officer: Summons should be returned to the court within thirty days after the date of issue. I certify that I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with a person of the Defendant's/Respondent's family over the age of 15 years who permanently resides with the Defendant/Respondent. (for service on a corporation) delivering a copy of the summons and a copy of the petition to (title). (address) (County-City of St. Louis), MO. on (time). Printed Name of Sheriff or Server Signature of Sheriff or Server Must be sworn before a notary public if not served by an authorized officer: Subscribed and sworn to before me on (Seal) My commission expires:

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 37 of 118 PageID #: 44



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

- Sector	_	
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JOHN DOE 2 ST. JOHN POLICE OFFICER DSN#2J184 Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

	Sheriff's or Server's Return		
Note to serving offi	cer: Summons should be returned to the court within thirty days after	the date of issue.	
I certify that I have s	served the above summons by: (check one)		
	y of the summons and a copy of the petition to the Defendant/Respond		
leaving a copy o	f the summons and a copy of the petition at the dwelling place or usua		
		Respondent's family over the age o	f 15 years who
	sides with the Defendant/Respondent.		
(for service on a	corporation) delivering a copy of the summons and a copy of the peti	tion to	
	(name)		(title).
other			·
Served at			(address)
in	(County/City of St. Louis), MO, on	(date) at	(time
Printe	d Name of Sheriff or Server	Signature of Sheriff or Serve	er
	Must be sworn before a notary public if not served by an	authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
	My commission expires:		
	Data	Mataux Dula	li a

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 39 of 118 PageID #: 46 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 40 of 118 PageID #: 47

- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
- (4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.
- (5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 105 South Central Ave., 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

St. Louis County Satellite Court Now Open in St. Ann Hours: Mon-Fri 8:30 a.m. to 5:00 p.m. FREE PARKING IN ST. ANN

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For more information call: 314-615-8029





IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO		Case Number: 21SL-CC01138	
Plaintiff/Petitioner: JAMES YOUNG .	vs.	Plaintiff's/Petitioner's Attorney/Address JAMES D. O'LEARY 1034 SOUTH BRENTWOOD BLVD PENTHOUSE 1A 23RD FLOOR ST LOUIS, MO 63117	SHERIFF FEE PAID
Defendant/Respondent: CITY OF ST. JOHN Nature of Suit: CC Pers Injury-Other		Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105	(Date File Stamp)

	\$	Summons in Civ	il Case		
The State of Missouri	to: JOHN DOE 2 ST. JO	HN POLICE OFFICER	DSN#2J184		
	Alias:				
8944 ST. CHARLES ROCK RO	040				
ST. LOUIS, MO 63114	REKIM				
G0510	W				
COURT SEAL OF	You are summor	ned to appear before this	court and to file you	r pleading to the petition	ı, a copy of
COURTO	which is attached, an	d to serve a copy of your	pleading upon the at	torney for Plaintiff/Petit	ioner at the
	file your pleading in	nin 30 days after receiving	ng this summons, excl	lusive of the day of servi for the relief demanded i	ce. If you fail to
	SPECIAL NEEL	OS: If you have special n	e taken against you i eeds addressed by the	or the relief demanded is e Americans With Disab	n the petition.
M550UR	notify the Office of the	Circuit Clerk at 314-61:	5-8029, FAX 314-615.	-8739, email at SLCADA	@courts.mo.gov
ST. LOUIS COUNTY	or through Relay Miss	ouri by dialing 711 or 80	0-735-2966, at least t	hree business days in ad	vance of the court
31. 25015 0007711	proceeding.			1 +1.	
	16-MAR-2021			Joan B. Dolm	- 43
	Date			Clerk	
	Further Information:		\circ	•	•
	MT	Sheriff's or Server's I	Datum		
Note to serving officer: 5	Summons should be returned			:	{
I certify that I have served	the above summons by: (ch	a to the court within thirty	days after the date of i	issue.	ِ آ
					, , , , , , , , , , , , , , , , , , ,
leaving a copy of the	te summons and a copy of the	e petition to the Defendan	t/Respondent.		·
icaving a copy of the s	summons and a copy of the p	a person of the Def	ce or usual abode of the	ne Defendant/Respondent is family over the age of 15	with
permanently resides v	with the Defendant/Responde	ent.	chdant s/Respondent s	s failing over the age of 13	years who
(for service on a corpo	oration) delivering a copy of	the summons and a copy of	of the petition to		
		(name)	_		4:4.5
Sother Left Co	No with IT	Highman			(title).
	8t. Charles Rea				·
				 :	(address)
in <u>87. Cow</u>	(County/City	of St. Louis), MO, on	1/2/2021	(date) at 124.	2==(time).
	uham Rekiz				-
Printed Name	e of Sheriff or Server		Sig	nature of Sheriff or Server	E III
	Must be sworn before a				$\stackrel{\sim}{\sim}$
(Seal)	Subscribed and sworn to b	before me on	·	(date).	£ 1
(Solly	My commission expires:			Sc	Liberton .
	,	Date		Notary Public	<u> </u>
					1 - 1
				OH M	·· ()

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 43 of 118 PageID #: 50



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

WEECK		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	TAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: MATT BARTHELMASS DSN# 2J92

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

	Sheriff's or Server's Retu	rn	
Note to serving offi	cer: Summons should be returned to the court within thirty day	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Ref the summons and a copy of the petition at the dwelling place of a person of the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent want's/Respondent's family over the age of 15 y	
	(name)		(title).
_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
(Seal)	Subscribed and sworn to before me on	(date).	
(My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 45 of 118 PageID #: 52 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 46 of 118 PageID #: 53
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
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For more information call: 314-615-8029



Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 48 of 118 PageID #: 55



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

WCCC-		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: BENJAMIN FISCHER DSN# 2J21

Alias: 8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

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16-MAR-2021

Date

Further Information:

	Sheriff's or Server's Return		
Note to serving offi	cer: Summons should be returned to the court within thirty days after	r the date of issue.	
I certify that I have s	served the above summons by: (check one)		
delivering a copy	y of the summons and a copy of the petition to the Defendant/Respond	dent.	
leaving a copy o	f the summons and a copy of the petition at the dwelling place or usua	al abode of the Defendant/Responde	nt with
		Respondent's family over the age of	f 15 years who
	sides with the Defendant/Respondent.		
(for service on a	corporation) delivering a copy of the summons and a copy of the peti	tion to	
	(name)		(title).
other			·
			(address)
	(County/City of St. Louis), MO, on	(date) at	(time
Printe	d Name of Sheriff or Server	Signature of Sheriff or Serve	er
	Must be sworn before a notary public if not served by an	authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
(,	My commission expires:		
	Data	Mataux Dula	i.

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 50 of 118 PageID #: 57 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

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- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 51 of 118 PageID #: 58
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
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If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

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For more information call: 314-615-8029



Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 53 of 118 PageID #: 60



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

		1
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	I AIB
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: DAVID MAAS DSN# 2W91

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

	Sheriff's or Server's Retu	rn	
Note to serving offi	cer: Summons should be returned to the court within thirty days	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Re f the summons and a copy of the petition at the dwelling place o a person of the Defendations with the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent ant's/Respondent's family over the age of 1	
— `	. ,	·	(title).
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served b	y an authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
	My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 55 of 118 PageID #: 62 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

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Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 56 of 118 PageID #: 63
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Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 58 of 118 PageID #: 65



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

aneces.		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	I AIB
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: RANDY VONCLOEDT DSN#2R31

Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

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16-MAR-2021

Date

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Note to serving offi	cer: Summons should be returned to the court within thirty day	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Ref the summons and a copy of the petition at the dwelling place of a person of the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent want's/Respondent's family over the age of 15 y	
	(name)		(title).
_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
(Seal)	Subscribed and sworn to before me on	(date).	
(My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 60 of 118 PageID #: 67 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 61 of 118 PageID #: 68
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Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 63 of 118 PageID #: 70



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

- Sector		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: TRAVIS BROWN DSN#6263

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

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16-MAR-2021

Date

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I certify that I have s	served the above summons by: (check one)		
	y of the summons and a copy of the petition to the Defendant/Respond		
leaving a copy o	f the summons and a copy of the petition at the dwelling place or usua		
		Respondent's family over the age o	f 15 years who
_ `	sides with the Defendant/Respondent.		
(for service on a	corporation) delivering a copy of the summons and a copy of the peti	tion to	
(name)			(title).
other			·
Served at			(address)
in	(County/City of St. Louis), MO, on	(date) at	(time
Printed Name of Sheriff or Server		Signature of Sheriff or Serve	er
	Must be sworn before a notary public if not served by an	authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
(~~~~	My commission expires:		
	Data	Mataux Dula	li a

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 65 of 118 PageID #: 72 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 66 of 118 PageID #: 73
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Please note: Hearings for juvenile and paternity cases are confidential, and can only be accessed from the Clayton e-Court at this time.

Be sure to bring your paperwork with you. In order to set you up quickly, you will need your case number, as well as the date, time and number of the division where you are scheduled to appear.

Filing Pleadings/New Petitions

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Beginning March 1, 2021, you may file for an Order of Protection at the Adult Abuse Office in the St. Ann satellite court, in addition to the Clayton courthouse. Clerks will be available on-site to provide and file the necessary paperwork. Advocates will be available to assist you with resources and safety planning.

For more information call: 314-615-8029



Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 68 of 118 PageID #: 75



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

-000			
Judge or Division:		Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO			
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG		JAMES D. O'LEARY	
		1034 SOUTH BRENTWOOD BLVD	
		PENTHOUSE 1A	
		23RD FLOOR	SHERIFF FEE
	vs.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:		Court Address:	
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: ERICA FRICK DSN#2824

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

	Sheriff's or Server's Retu	rn	
Note to serving offi	cer: Summons should be returned to the court within thirty days	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Re f the summons and a copy of the petition at the dwelling place o a person of the Defendations with the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent ant's/Respondent's family over the age of 1	
(name)			(title).
			(address)
in			(time).
Printed Name of Sheriff or Server		Signature of Sheriff or Server	
	Must be sworn before a notary public if not served b	y an authorized officer:	
(Seal)	Subscribed and sworn to before me on	(date).	
	My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 70 of 118 PageID #: 77 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 71 of 118 PageID #: 78
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
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- (5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 105 South Central Ave., 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

St. Louis County Satellite Court Now Open in St. Ann Hours: Mon-Fri 8:30 a.m. to 5:00 p.m. FREE PARKING IN ST. ANN

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For more information call: 314-615-8029



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Plaintiff's/Petitioner's Attorney/Address JAMES D. O'LEARY 1034 SOUTH BRENTWOOD BLVD PENTHOUSE 1A 23RD FLOOR	SHERIFF FEE
JAMES D. O'LEARY 1034 SOUTH BRENTWOOD BLVD PENTHOUSE 1A	SUSPICE SEE
PENTHOUSE 1A	SUEDIEL EE
	SUEDIEL SEE
23RD FLOOR	SUEDIEL FEE
	SHEKIEF FEE
ST LOUIS, MO 63117	PAID
Court Address:	<u> </u>
ST LOUIS COUNTY COURT BUILDING	
105 SOUTH CENTRAL AVENUE	
CLAYTON, MO 63105	(Date File Stamp)
2	ST LOUIS COUNTY COURT BUILDING 05 SOUTH CENTRAL AVENUE

Summons in Civil Case

The State of Missouri to: ERICA FRICK DSN#2824

Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021 Date

Further Information:

Sheriff	's or	· Server's	Return
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Note to serving officer	r: Summons should be returned to the court within thirty days after the date of issue			
	ved the above summons by: (check one)			
leaving a copy of the permanently resid	f the summons and a copy of the petition to the Defendant/Respondent. ne summons and a copy of the petition at the dwelling place or usual abode of the Defendant's/Respondent's fames with the Defendant/Respondent. rporation) delivering a copy of the summons and a copy of the petition to	fendant/Respondent ally over the age of 1	with 5 years	who
Mother Left C	opy with LT Highman (name)			(title).
Served at 8 a44	St. Charles Rock ad		(a	ddress)
n St. Coc	A'S (County/City of St. Louis), MO, on 4/2/2021	(date) at 1247	~_`	(time).
~	Alme of Sheriff or Server	2000	021	<u>-</u>
· · · · · · · · · · · · · · · · · · ·	Must be sworn before a notary public if not served by an authorized office	e of Sheriff or Server		1 1 2
. (Seal)	Subscribed and sworn to before me on	(date).	5.2	\Box
. ,	My commission expires:	္က်လ	+	
	Date	Notary Public	70	To and the same of
				1

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 74 of 118 PageID #: 81



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Deccx		<u>_</u>
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	TAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JOHN DOE ST. JOHN POLICE OFFICER DSN# 2J204 Alias:

8944 ST. CHARLES ROCK ROAD #100

ST. LOUIS, MO 63114

COURT SEAL OF



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Date

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Note to serving offi	cer: Summons should be returned to the court within thirty day	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Ref the summons and a copy of the petition at the dwelling place of a person of the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent want's/Respondent's family over the age of 15 y	
	(name)		(title).
_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
(Seal)	Subscribed and sworn to before me on	(date).	
(My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 76 of 118 PageID #: 83 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 77 of 118 PageID #: 84
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For more information call: 314-615-8029





IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO	Case Number: 21SL-CC01138	
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	-
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	
	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:	Court Address:	PAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JOHN DOE ST. JOHN POLICE OFFICER DSN# 2J204
Alias:

8944 ST. CHARLES ROCK ROAD

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

,

	Sheriff's or Server's Return		
Note to serving officer	: Summons should be returned to the court within thirty days after the date of	of issue.	
	ved the above summons by: (check one)		
delivering a copy o	f the summons and a copy of the petition to the Defendant/Respondent.		
leaving a copy of the	ne summons and a copy of the petition at the dwelling place or usual abode of	f the Defendant/Respondent wi	ith
<u> </u>	a person of the Defendant's/Responder	nt's family over the age of 15 y	ears who
	es with the Defendant/Respondent.		
(for service on a co	rporation) delivering a copy of the summons and a copy of the petition to		
	(name)	,	(title).
Sother Ceft C		70.	`
Served at 8944 &	St. Charles Rock RD		(address)
n St. Cous	(County/City of St. Louis), MO, on U/\underset	(date) at ZZ	(time).
Muh		20	<u>ラーマン</u> (
Printed N	ame of Sheriff or Server	Signature of Sheriff of Server	4-72-55
	Must be sworn before a notary public if not served by an authorize	d officer: 😅 💆	? <
(Seal)	Subscribed and sworn to before me on	(date)	
, ,	My commission expires:		-

Date

3/20

Notary Public 😅

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 80 of 118 PageID #: 87



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

«meccox»		<u></u>
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	
VS.	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:	Court Address:	PAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: MICHAEL MERTZ DSN#2J149

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

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Date

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Note to serving offi	cer: Summons should be returned to the court within thirty day	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Ref the summons and a copy of the petition at the dwelling place of a person of the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent want's/Respondent's family over the age of 15 y	
	(name)		(title).
_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
(Seal)	Subscribed and sworn to before me on	(date).	
(My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 82 of 118 PageID #: 89 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 83 of 118 PageID #: 90
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
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For more information call: 314-615-8029





IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge of Division: ELLEN HANNIGAN RIBAUDO		Case Number: 21SL-CC01138	
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	_
JAMES YOUNG		JAMES D. O'LEARY	
		1034 SOUTH BRENTWOOD BLVD	
		PENTHOUSE 1A	
^		23RD FLOOR	
	vs.	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:		Court Address:	PAID
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(Data File Channe)
			(Date File Stamp)

Summons in Civil Case

The State of Missouri to: MICHAEL MERTZ DSN#2J149

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

Alias:

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

Sheriff's or Server's Return

Note to serving office	er: Summons should be returned to the court within thirty days after the da	ite of issue.	
	rved the above summons by: (check one)		
_	of the summons and a copy of the petition to the Defendant/Respondent.		
leaving a copy of	the summons and a copy of the petition at the dwelling place or usual abode	e of the Defendant/Respondent w	ith
<u></u>	a person of the Defendant's/Respon	dent's family over the age of 15	years who
permanently resi	des with the Defendant/Respondent.		
(for service on a c	orporation) delivering a copy of the summons and a copy of the petition to		
	(name)		(title).
Sother Left (copy with CT Highman		
Served at 8944	St. Charles Rock RD		(address)
in 87- Cor	(County/City of St. Louis), MO, on 4/2/2021	(date) at 1243	(time).
	cham Repric	52	
Printed	Name of Sheriff or Server	Signature of Sheriff or Server	29
	Must be sworn before a notary public if not served by an author		<u>.</u> =, ,
(Seal)	Subscribed and sworn to before me on	(date)	
,,	My commission expires:		8
	Date	Notary Public 's	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 86 of 118 PageID #: 93



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

- acces		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: POLICE OFFICER YATES DSN#2J149

Alias:

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ST. LOUIS, MO 63114

COURT SEAL OF



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	(name)		(title).
_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
(Seal) Subscribed and sworn to before me on(date).			
(My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 88 of 118 PageID #: 95 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

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- Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 89 of 118 PageID #: 96
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Judge or Division: ELLEN HANNIGAN RIBAUDO	Case Number: 21SL-CC01138	
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
=	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	SHERIFF FEE
VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: POLICE OFFICER YATES DSN#2J149 Alias: 8944 ST. CHARLES ROCK ROAD #100 OGREKIM ST. LOUIS, MO 63114 COURT SEAL OF You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court ST. LOUIS COUNTY proceeding. 16-MAR-2021 Date **Further Information:** Sheriff's or Server's Return Note to serving officer: Summons should be returned to the court within thirty days after the date of issue. I certify that I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with a person of the Defendant's/Respondent's family over the age of 15 years who permanently resides with the Defendant/Respondent. (for service on a corporation) delivering a copy of the summons and a copy of the petition to (title). (address) (County City of St. Louis), MO, on (time) Printed Name of Sheriff or Server Signature of Sheriff or Server

Must be sworn before a notary public if not served by an authorized officer:

Subscribed and sworn to before me on

My commission expires:

Notary Public

(Seal)

(date):

(Z)

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 92 of 118 PageID #: 99



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

**DECCY*		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
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	PENTHOUSE 1A	
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VS.	ST LOUIS, MO 63117	PAID
Defendant/Respondent:	Court Address:	
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

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Alias: 8944 ST. CHARLES ROCK ROAD

#100

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_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
(Seal) Subscribed and sworn to before me on(date).			
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	Date	Notary Public	

	Case: 4:21-cv-0	566-SPM Doc. #: 1-3 File	l: 05/14/21 Page: 9	3 of 118 PageID #: 100
Sł	heriff's Fees, if applicable			3
Su	ımmons	S		
No	on Est	S		
Sh	neriff's Deputy Salary			
Su	applemental Surcharge	510.00		
M	ileage	(miles @ \$	per mile)	
To	otal	<u> </u>	.	
A	copy of the summons and	copy of the petition must be served on e	ch Defendant/Respondent.	For methods of service on all classes of
su	its, see Supreme Court Ru	54.	•	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 94 of 118 PageID #: 101 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

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ELLEN HANNIGAN RIBAUDO			
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	
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		1034 SOUTH BRENTWOOD BLVD	
		PENTHOUSE 1A	
		23RD FLOOR	SHERIFF FEE
	vs	ST LOUIS, MO 63117	PAID
Defendant/Respondent:		Court Address:	7
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case The State of Missouri to: POLICE OFFICER MITCHELL DSN#2J186 Alias: 8944 ST. CHARLES ROCK ROAD ST. LOUIS, MO 63114 COURT SEAL OF You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court ST. LOUIS COUNTY proceeding. 16-MAR-2021 Date Further Information: Sheriff's or Server's Return Note to serving officer: Summons should be returned to the court within thirty days after the date of issue. I certify that I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with a person of the Defendant's/Respondent's family over the age of 15 years who permanently resides with the Defendant/Respondent. [(for service on a corporation) delivering a copy of the summons and a copy of the petition to 8944 8t. Charles (County/City of St. Louis), MO, on (date) at Printed Name of Sheriff or Server Signature of Sheriff or Server Must be sworn before a notary public if not served by an authorized officer: Subscribed and sworn to before me on (Seal) My commission expires:

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 98 of 118 PageID #: 105



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

- Weller		
Judge or Division:	Case Number: 21SL-CC01138	
ELLEN HANNIGAN RIBAUDO		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG	JAMES D. O'LEARY	
	1034 SOUTH BRENTWOOD BLVD	
	PENTHOUSE 1A	
	23RD FLOOR	[
VS.	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:	Court Address:	PAID
CITY OF ST. JOHN	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other	CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: TIM HEIMANN DSN#2J163

Alias:

8944 ST. CHARLES ROCK ROAD

#100

ST. LOUIS, MO 63114

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021

Date

Further Information:

	Sheriff's or Server's Retu	rn	
Note to serving offi	cer: Summons should be returned to the court within thirty day	s after the date of issue.	
I certify that I have s	served the above summons by: (check one)		
leaving a copy o	y of the summons and a copy of the petition to the Defendant/Ref the summons and a copy of the petition at the dwelling place of a person of the Defendant/Respondent. corporation) delivering a copy of the summons and a copy of the	r usual abode of the Defendant/Respondent want's/Respondent's family over the age of 15 y	
	(name)		(title).
_			·
			(address)
in			(time).
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served be	•	
(Seal) Subscribed and sworn to before me on(date).			
(My commission expires:		
	Date	Notary Public	

Case: 4:21-cv-00566-SPM Doc. #: 1-3 Filed: 05/14/21 Page: 100 of 118 PageID #: 107 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

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- (3) <u>Early Neutral Evaluation ("ENE")</u>: A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
- (4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.
- (5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 105 South Central Ave., 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

St. Louis County Satellite Court Now Open in St. Ann Hours: Mon-Fri 8:30 a.m. to 5:00 p.m. FREE PARKING IN ST. ANN

For the convenience of County residents, a satellite branch of the St. Louis County Circuit Court is now open at the St. Louis County Government Center at the Crossings at Northwest Plaza in St. Ann.

Attending Court Hearings Remotely Using E-Courts

If you are scheduled to appear in St. Louis County Circuit Court, you can access the courtrooms remotely using the public computer stations (e-Courts) in St. Ann and the main courthouse in Clayton. These are available for use when courtroom access is restricted due to the pandemic.

Please note: Hearings for juvenile and paternity cases are confidential, and can only be accessed from the Clayton e-Court at this time.

Be sure to bring your paperwork with you. In order to set you up quickly, you will need your case number, as well as the date, time and number of the division where you are scheduled to appear.

Filing Pleadings/New Petitions

If you are representing yourself, you may file your paperwork at the St. Ann satellite court, in addition to the Clayton courthouse, using the secure drop box located inside the Court reception area.

Filing Orders of Protection

Beginning March 1, 2021, you may file for an Order of Protection at the Adult Abuse Office in the St. Ann satellite court, in addition to the Clayton courthouse. Clerks will be available on-site to provide and file the necessary paperwork. Advocates will be available to assist you with resources and safety planning.

For more information call: 314-615-8029





IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: ELLEN HANNIGAN RIBAUDO		Case Number: 21SL-CC01138	
Plaintiff/Petitioner:		Plaintiff's/Petitioner's Attorney/Address	
JAMES YOUNG		JAMES D. O'LEARY	
		1034 SOUTH BRENTWOOD BLVD	
		PENTHOUSE 1A	
		23RD FLOOR	
	vs.	ST LOUIS, MO 63117	SHERIFF FEE
Defendant/Respondent:		Court Address:	PAID
CITY OF ST. JOHN		ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:		105 SOUTH CENTRAL AVENUE	
CC Pers Injury-Other		CLAYTON, MO 63105	(D-4- Fil- C4)
		<u> </u>	(Date File Stamp)

Summons in Civil Case The State of Missouri to: TIM HEIMANN DSN#2J163 8944 ST. CHARLES ROCK ROAD OUREKIM ST. LOUIS, MO 63114 COURT SEAL OF You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the

ST. LOUIS COUNTY

above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please

notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

16-MAR-2021 Date

Further Information:

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Sheriff's or Sarvar's Datum			

	MT		
	Sheriff's or Server's Return		
Note to serving officer:	Summons should be returned to the court within thirty days after the date of issue.		
	d the above summons by: (check one)		
_	he summons and a copy of the petition to the Defendant/Respondent.		
leaving a copy of the	summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respond	lant with	
·	a person of the Defendant's/Respondent's family over the age	of 15 years	who
permanently resides	with the Defendant/Respondent.	or is years	WIIO
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IN THE CIRCUIT COURT OF ST. LOUIS COUNTY STATE OF MISSOURI

JAMES YOUNG,)
Plaintiff,)
v.))
CITY OF ST. JOHN, a Municipal Corporation,) Cause No:
Serve: Mayor Tom Halaska 8944 St. Charles Rock Road, #100 St. Louis, MO 63114)))
and) Division No:
JOHN MORRIS, in his official and individual duties,)))
Serve: 8944 St. Charles Rock Road, #100 St. Louis, MO 63114)) JURY TRIAL DEMANDED)
and)
CHAD RACKERS, DSN# 169 in his official and individual duties)))
Serve: 8944 St. Charles Rock Road, #100 St. Louis, MO 63114)))
and)
ST. JOHN POLICE OFFICER, JOHN DOE, DSN# 2J199, in his official and individual duties,)))
Serve: 8944 St. Charles Rock Road, #100 St. Louis, MO 63114)))
and	<i>)</i>)

2, DSN	HN POLICE OFFICER JOHN DOE,) # 2J184, in his official and) ual duties,)
Serve:	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)
and)
BARTI	E OFFICER MATT HELMASS, DSN# 2J92, in his and individual duties,)
Serve:	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)
and)
BENJA DSN# 2	E OFFICER) AMIN FISCHER) 2J21, in his official and) ual duties,)
Serve:	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)
and)
DSN#2	E OFFICER DAVID MAAS, 2W91, in his official and ual duties,
Serve:	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)
and)
RAND DSN#2	E OFFICER) Y VONCLOEDT,) 2R31, in his official and) ual duties,)
Serve:	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)

and)	,
DSN#6	E OFFICER TRAVIS BROWN, (263, in his official and (2011) ual duties, (2011)	
	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)	
and)	
DSN#2	E OFFICER ERICA FRICK 824, in her official and ual duties,	
	8944 St. Charles Rock Road #100) St. Louis, MO 63144)	
and)	
DSN# 2	HN POLICE OFFICER JOHN DOE,) 2J204, in his official and) ual duties,)	
	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)	
and)	
MICHA	HN POLICE OFFICER) AEL MERTZ, DSN# 2J149,) fficial and individual duties,)	
	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)	
and)	,
ST. JOHN POLICE OFFICER YATES, DSN# 2J149, in his official and individual duties,		
	8944 St. Charles Rock Road, #100) St. Louis, MO 63114)	
and)	1

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)	
ST. JOHN POLICE OFFICER)	
N. MITCHELL, DSN# 2J186,)	
n his official and individual duties,		
)	
Serve: 8944 St. Charles Rock Road, #100)	
St. Louis, MO 63114)	
)	
and)	
)	
ST. JOHN POLICE OFFICER		
LT. TIM HEIMANN, DSN# 2J163,		
in his official and individual duties,		
)	
Serve: 8944 St. Charles Rock Road, #100)	
St. Louis, MO 63114)	
)	
Defendants.)	

PETITION

COMES NOW Plaintiff, by and through his undersigned attorneys, and for his Petition against Defendants, states as follows:

- 1. At all times relevant, Plaintiff James Young (hereinafter "Plaintiff") was a resident of the City of St. John, State of Missouri.
- 2. At all times relevant, Defendant the City of St. John, Missouri (hereinafter "City"), is a municipal corporation organized and existing under the laws of the State of Missouri. The City of St. John operates the St. John Police Department (hereinafter "Department").
- 3. At all times relevant, Defendant John Morris (hereinafter "Morris") was at all times relevant a City police officer and Chief of Police. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities.
- 4. At all times relevant, Defendant Chad Rackers (hereinafter "Rackers") was at all times relevant a City police officer and Captain. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities.

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- 5. At all times relevant, Defendant Police Officer Doe, DSN 2J199, (hereinafter, DOE 2J199) was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities for his conduct at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 6. At all times relevant, Defendant Police Officer Doe, DSN 2J184, (hereinafter, DOE 2J184) was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 7. At all times relevant, Defendant Police Officer Matt Barthelmass, DSN# 2J92 (hereinafter, Barthelmass), was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 8. At all times relevant, Defendant Police Officer Benjamin Fischer DSN# 2J21 (hereinafter, Fischer), was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing

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of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.

- 9. At all times relevant, Defendant Police Officer David Maas, DSN#2W91, (hereinafter, Maas) was a police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 10. At all times relevant, Defendant Police Officer Randy Voncloedt, DSN #2R31 (hereinafter, Voncloedt), was a police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 11. At all times relevant, Defendant Police Officer Travis Brown DSN #6263 (hereinafter, Brown), was a police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 12. At all times relevant, Defendant Police Officer Erica Frick, DSN #2824 (hereinafter, Frick) was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct

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at Plaintiff's home on March 11, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.

- 13. At all times relevant, Defendant Police Officer Doe, DSN 2J204, (hereinafter, DOE 2J204) was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities for his conduct at Plaintiff's home on September 2, 2016 in which he participated in the beating of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 14. At all times relevant, Defendant Police Officer Michael Mertz, DSN #2J149 (hereinafter, Mertz), was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on September 2, 2016 in which he participated in the beating Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 15. At all times relevant, Defendant Police Officer Yates, DSN #2J149 (hereinafter, Yates), was a police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on December 22, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
- 16. At all times relevant, Defendant Police Officer N. Mitchell, DSN #2J186 (hereinafter, Mitchell), was a police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct

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at Plaintiff's home on December 22, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.

- 17. At all times relevant, Defendant Police Officer Lt. Tim Heinmann, DSN #2J163 (hereinafter, Heinmann) was a City police officer. Upon information and belief, he is a resident of the State of Missouri. He is sued in both his individual and official capacities capacities for his conduct at Plaintiff's home on December 22, 2016 in which he participated in the beating and tasing of Plaintiff, or failed to prevent it in front of Plaintiff's six year old son while Plaintiff was suffering from a medical emergency.
 - 18. This action is brought pursuant to state law and 42 U.S.C. Sections 1983 and 1988.
- 19. Venue is proper in this Court as the acts or omissions giving rise to the claim occurred in St. Louis County.

GENERAL ALLEGATIONS

- 20. At all times relevant, Defendants knew Plaintiff was a diabetic who had difficulty controlling his blood sugar levels, a condition known as Hypoglycemia.
- 21. At all times relevant, Defendants knew when his blood sugar levels dropped to a certain level, he would need medical care because of his condition.
- 22. At all times relevant, Defendants knew on several prior occasions, EMS was called to his home to address his condition and raised his blood sugar level, allowing him to recover from the side-effects of Hypoglycemia which caused unconsciousness and confusion.
- 23. At all times relevant, Defendants knew Plaintiff had been combative on a prior occasion when he was recovering from the side effects of Hypoglycemia.

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- 24. At all times relevant, Defendants knew Plaintiff did not pose a threat and was the victim of his medical condition.
- 25. On March 11, 2016 Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick entered Plaintiff's home with paramedics to address Plaintiff's medical condition.
- 26. On March 11, 2016, knowing of Plaintiff's medical condition, Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick used excessive force by beating and tasing Plaintiff in front of his six year old son, while cursing at him and did not record the use of a taser in violation of City and Department policy and procedure.
- 27. On September 2, 2016 Defendants DOE 2J204 and Mertz, entered Plaintiff's home with paramedics to address Plaintiff's medical condition.
- 28. On September 2, 2016, knowing of Plaintiff's medical condition, Defendants DOE 2J204 and Mertz used excessive force by beating Plaintiff in front of his six year old son.
- 29. On December 22, 2016 Defendants Yates, Mitchell and Heinmann entered Plaintiff's home with paramedics to address Plaintiff's medical condition.
- 30. On December 22, 2016, knowing of Plaintiff's medical condition, Defendants Yates, Mitchell and Heinmann used excessive force by beating and tasing Plaintiff in front of his six year old son, and did not follow the proper procedure for use of a taser in violation of City and Department policy and procedure.

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COUNT I

EXCESSIVE FORCE CLAIM AGAINST DEFENDANTS FOR MARCH 11, 2016

- 31. Plaintiff incorporates the preceding paragraphs 1-30 of this Petition as if set forth fully herein.
- 32. On or about March 11, 2016 Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick hit, struck, beat, kicked, stomped on and tased Plaintiff while he was suffering from a medical condition in his home.
- 33. The use of force by Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick was excessive because it was unreasonable in light of the circumstance and clearly in excess of any force required to be used against Plaintiff.
- 34. The forced used by Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick was not reasonable in light of the facts and/or circumstances confronting them at the time they used such force against Plaintiff in that the application of such force was not needed under the circumstances then confronting the officers, the amount of force was excessive in light of the need for the use of force, and/or the injury inflicted was extensive.
- 35. A reasonable officer on the scene would not have used such force against Plaintiff under the same or similar circumstances.
- 36. Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick were acting on color of state law at all times relevant.
- 37. As a direct and proximate result of the excessive use of force by Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick and other unknown officers against Plaintiff, he suffered and will continue to suffer physical and emotional injuries

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and has suffered and will continue to suffer pain of the body and mind, mental anguish, inconvenience, humiliation, embarrassment, loss of enjoyment of life, and stress.

WHEREFORE, Plaintiff prays for judgment against Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, and Frick, in excess of Twenty-Five Thousand Dollars (\$25,000.00), together with costs herein expended and for such further relief this Court deems just and proper.

COUNT II

EXCESSIVE FORCE CLAIM AGAINST DEFENDANTS FOR SEPTEMBER 2, 2016

- 38. Plaintiff incorporates the preceding paragraphs 1-30 of this Petition as if set forth fully herein.
- 39. On or about September 2, 2016, Defendants DOE 2J204 and Mertz hit, struck, beat and/or kicked Plaintiff while he was suffering from a medical condition in his home.
- 40. The use of force by Defendants DOE 2J204 and Mertz was excessive because it was unreasonable in light of the circumstance and clearly in excess of any force required to be used against Plaintiff.
- 41. The forced used by Defendants DOE 2J204 and Mertz was not reasonable in light of the facts and/or circumstances confronting them at the time they used such force against Plaintiff in that the application of such force was not needed under the circumstances then confronting the officers, the amount of force was excessive in light of the need for the use of force, and/or the injury inflicted was extensive.
- 42. A reasonable officer on the scene would not have used such force against Plaintiff under the same or similar circumstances.

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43. Defendants DOE 2J204 and Mertz were acting on color of state law at all times relevant.

44. As a direct and proximate result of the excessive use of force by Defendants DOE 2J204 and Mertz against Plaintiff, he suffered and will continue to suffer physical and emotional injuries and has suffered and will continue to suffer pain of the body and mind, mental anguish, inconvenience, humiliation, embarrassment, loss of enjoyment of life, and stress.

WHEREFORE, Plaintiff prays for judgment against Defendants DOE 2J204 and Mertz, in excess of Twenty-Five Thousand Dollars (\$25,000.00), together with costs herein expended and for such further relief this Court deems just and proper.

COUNT III

EXCESSIVE FORCE CLAIM AGAINST DEFENDANTS FOR DECEMBER 22, 2016

- 45. Plaintiff incorporates the preceding paragraphs 1-30 of this Petition as if set forth fully herein.
- 46. On or about December 22, 2016, Defendants Yates, Mitchell and Heinmann hit, struck, beat, kicked and tased Plaintiff while he was suffering from a medical condition in his home.
- 47. The use of force by Defendants Yates, Mitchell and Heinmann was excessive because it was unreasonable in light of the circumstance and clearly in excess of any force required to be used against Plaintiff.
- 48. The forced used by Defendants Yates, Mitchell and Heinmann was not reasonable in light of the facts and/or circumstances confronting them at the time they used such force against Plaintiff in that the application of such force was not needed under the circumstances then

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confronting the officers, the amount of force was excessive in light of the need for the use of force, and/or the injury inflicted was extensive.

- 49. A reasonable officer on the scene would not have used such force against Plaintiff under the same or similar circumstances.
- 50. Defendants Yates, Mitchell and Heinmann were acting on color of state law at all times relevant.
- 51. As a direct and proximate result of the excessive use of force by Defendants Yates, Mitchell and Heinmann against Plaintiff, he suffered and will continue to suffer physical and emotional injuries and has suffered and will continue to suffer pain of the body and mind, mental anguish, inconvenience, humiliation, embarrassment, loss of enjoyment of life, and stress.

WHEREFORE, Plaintiff prays for judgment against Defendants Yates, Mitchell and Heinmann in excess of Twenty-Five Thousand Dollars (\$25,000.00), together with costs herein expended and for such further relief this Court deems just and proper.

COUNT IV

NEGLIGENT SUPERVISION AGAINST DEFENDANTS CITY, MORRIS AND RACKERS

- 52. Plaintiff incorporates the preceding paragraphs 1-30 of this Petition as if set forth fully herein and pleads the following count in the alternative.
- 53. Defendants City, Morris and Rackers knew or should have known they had the right and duty to train and supervise Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, Frick, DOE 2J204, Mertz, Yates, Mitchell and Heinmann.
- 54. At all relevant times, Defendants City, Morris and Rackers were responsible for supervising and/or overseeing Defendant Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, Frick, DOE 2J204, Mertz, Yates, Mitchell and Heinmann.in

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positions that would bring them into direct contact with City residents, including Plaintiff. Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, Frick, DOE 2J204, Mertz, Yates, Mitchell and Heinmann's actions and/or omissions detailed herein, arose out of and were performed in connection with their official duties on behalf of the City.

- 55. At all relevant times, Defendants City, Morris and Rackers were responsible for creating and implementing policies and procedures to protect the City's residents, from harm and to ensure their rights were not violated, including the use of improper force, during foreseeable non-criminal events, such as medical emergencies at their homes.
- 56. At all relevant times, Defendants City, Morris and Rackers failed in their duties, among other things, in the following particulars:
 - (a) failing to adequately train City police officers to address medical emergencies;
 - (b) failing to adequately train City police officers in the proper use of force;
 - (c) failing to adequately train City police officers in the proper use and documentation of City provided tasers;
 - (d) failing to create and implement policies and procedures for medical emergencies;
 - (e) failing to adequately supervise City police officers during medical emergenices;
 - (f) failing to adequately supervise City police officers in the proper use and documentation of City provided tasers;
 - (g) failing to follow or ensure City ordinances were properly followed regarding the proper use of nuisance letters; or
 - (h) failing to follow or ensure arrests, tickets or charges for alleged City ordinance violations were handed out only for the alleged violation of the alleged City ordinance violated and not for secondary or improper purposes.

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57. As a direct and proximate result of the negligence of Defendants City, Morris and Racker in failing to supervise Defendants DOE 2J199, DOE 2J184, Barthelmass, Fischer, Mass, Voncloedt, Brown, Frick, DOE 2J204, Mertz, Yates, Mitchell and Heinmann, he suffered and will continue to suffer physical and emotional injuries and has suffered and will continue to suffer pain of the body and mind, mental anguish, inconvenience, humiliation, embarrassment, loss of enjoyment of life, and stress.

WHEREFORE, Plaintiff prays for judgment against Defendants City, Morris and Rackers in excess of Twenty-Five Thousand Dollars (\$25,000.00), together with costs herein expended and for such further relief this Court deems just and proper.

O'LEARY, SHELTON, CORRIGAN, PETERSON, DALTON & QUILLIN, LLC

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